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Date:

July 10, 2002

By:

Jymea E. Anderson

PATENT

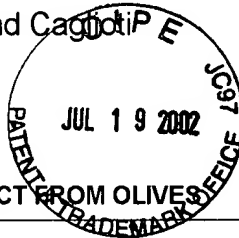
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Crea and Cagidi

SERIAL NO.: 09/743,691

FILED: January 12, 2001

FOR: **WATER-SOLUBLE EXTRACT FROM OLIVES**



EXAMINER: Unknown

ART UNIT: Unknown

CONFIRMATION NO.: 7609

**Petition to Withdraw Holding of Abandment Under 37 C.F.R. 1.181(a)**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

1. On January 12, 2001, Applicants filed an application under 35 U.S.C. §371 along with a transmittal Letter to the United States Designated/Elected Office (DO/EO/US), a combined Declaration and Power of Attorney (unexecuted), a Certificate of Express mailing, and a check covering the fee due to the U.S. Patent and Trademark Office (USPTO).

2. On January 12, 2001, the application was received by the U. S. Patent and Trademark Office (USPTO) as evidenced by the stamped receipt postcard enclosed herewith.

3. On March 9, 2001, the USPTO apparently mailed a Notice to File Missing Parts (Notice) in the above-referenced application.

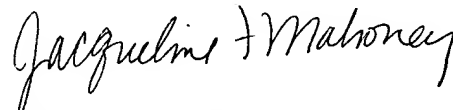
4. I, Jacqueline F. Mahoney, declare and affirm the Notice to File Missing Parts apparently mailed on March 9, 2001 was not received by our office. I further attest I have made a thorough search of the file jacket and the docket records and that there was no

indication that the Notice was received. A copy of the docket record showing where the non-received Notice would have been entered had it been received and docketed is enclosed herewith.

5. Accordingly, Applicants respectfully request withdrawal of the holding of abandonment based on failure to receive the Notice to File Missing Parts.

6. No fees are believed due with this petition, however, the Commissioner is authorized to charge any fees deemed due for timely consideration of this petition to Deposit Account No. 50-2207.

Respectfully submitted,



Jacqueline F. Mahoney  
Registration No. 48,390

Date: July 10, 2002

**Correspondence Address:**

Customer No. 22918

Phone: (650) 838-4300



NATIONAL FILING UNDER 35 USC §371

Attorney Docket No.: 2740-0001.10	Date Mailed: 1-12-01	Express Mail No. EL 530 374 019US
Applicant: Crea et al.		
Title WATER-SOLUBLE EXTRACT FROM OLIVES		
Papers Enclosed <input checked="" type="checkbox"/> Transmittal Letter to the US Designated/Elected Office (DO/EO/US) concerning a filing under 35 USC §371 <input checked="" type="checkbox"/> Combined Declaration and Power of Attorney (unsigned) <input checked="" type="checkbox"/> Certificate of Express Mailing <input checked="" type="checkbox"/> Check for \$430.00 covering fee due.		Received by the U.S. Patent and Trademark Office.  <b>RECEIVED</b> JAN 25 2001 IOTA PI LAW GROUP

522 Rec'd PCT/PTD 12 JAN 2001

## Country Applications

20-Jun-02

Case Number:	2740-0001.10	Country:	US	SubCase:	
Client:	CreAgri	United States of America			
Case Type:	ORD	Application Status:	Pending		
Application Number:	09/743,691	Filing Date:	12-Jan-2001		
Patent Number:		Issue Date:			
Publication Number:		Publication Date:			
Tax Schedule:	SE	Expiration Date:			
Agent:		Agent Ref No:			
Appeal Number:					

Case Number:		2740-0001.10	US	
All Actions Due	Due Date	Indicator	Action Taken	Response Sent
Awaiting Return Postcard	12-Feb-2001	Due Date	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Awaiting Filing Receipt	12-Apr-2001	Due Date	<input type="checkbox"/>	<input type="checkbox"/>
Expecting Missing Parts	12-Apr-2001	Reminder	<input type="checkbox"/>	<input type="checkbox"/>
IDS	12-Apr-2001	Computer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Submit Assignment	12-Jun-2001	Reminder	<input type="checkbox"/>	<input type="checkbox"/>
Submit IDS	12-Jun-2001	Reminder	<input type="checkbox"/>	<input type="checkbox"/>
Status Chk	12-Jul-2002	Computer	<input type="checkbox"/>	<input type="checkbox"/>

Remarks: Notice of Abandonment Dated 5/30/2002  
Prior Application no. 60/093,818 filed 7/23/98, based on PCT/US99/16549  
filed 7/22/99

UserID:	hung	Date Created:	16-Jan-2001	Last Update:	11-Jun-2002
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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/743,691		Roberto Crea	2740-0001.10

22918  
PERKINS COIE LLP  
P.O. BOX 2168  
MENLO PARK, CA 94026



CONFIRMATION NO. 7609

ABANDONMENT/TERMINATION  
LETTER

\*OC000000008202757\*

Date Mailed: 05/30/2002

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 03/09/2001.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE